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12 Attorneys for Third-Party Defendant/Counter-Claimant  
13 NATIONAL FIRE & MARINE INSURANCE COMPANY

14  
15 **UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

16 NATIONAL UNION FIRE INSURANCE )  
17 COMPANY OF PITTSBURGH, PA, a )  
18 Pennsylvania corporation, )  
19 Plaintiff, )  
20 v. )  
21 SHARP PLUMBING, INC., a Nevada )  
22 corporation and DOES 1 through 50, inclusive, )  
23 Defendants. )

Case No. 2:09-cv-00783-GMN-GWF  
  
**DEFENDANT NATIONAL FIRE &  
MARINE INSURANCE COMPANY'S  
REQUEST FOR EXCEPTION FROM  
ORDER SCHEDULING  
SETTLEMENT CONFERENCE AND  
[PROPOSED] ORDER**

1 SHARP PLUMBING, INC., a Nevada )  
2 corporation, )  
3 Counter-Claimant, )

4 v. )

5 NATIONAL UNION FIRE INSURANCE )  
6 COMPANY OF PITTSBURGH, PA, a )  
7 Pennsylvania corporation; DOES 1 through 100, )  
8 inclusive, )

8 Counter-Defendants, )

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9 SHARP PLUMBING, INC., a Nevada )  
10 corporation, )

11 Third-Party Plaintiff, )

12 v. )

13 NATIONAL FIRE & MARINE INSURANCE )  
14 COMPANY, a Nebraska corporation; DOES 1 )  
15 through 100, inclusive, )

16 Third-Party Defendants. )

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17 NATIONAL FIRE & MARINE INSURANCE )  
18 COMPANY, a Nebraska corporation, )

19 Counter-Claimant, )

20 v. )

21 SHARP PLUMBING, INC., a Nevada )  
22 corporation, )

23 Counter-Defendant. )

24  
25  
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**REQUEST FOR EXCEPTION**

Pursuant to the Court's March 7, 2012 Order Rescheduling Settlement Conference (ECF No. 130), National Fire will be sending to the May 9, 2012 Settlement Conference a representative with binding settlement authority along with lead trial counsel Deborah L. Stein. National Fire respectfully requests that counsel from Bailey❖Kennedy be excused from attending given that National Fire will be fully represented by others participating in the conference.

Dated April 25, 2012

BAILEY❖KENNEDY

By: /s/ Sarah E. Harmon

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-and-


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***Attorneys for Third-Party Defendant and Counter-  
Claimant National Fire & Marine Insurance  
Company***

~~PROPOSED~~ ORDER

The Request for an Exception is granted.

IT IS HEREBY ORDERED this 30th day of April, 2012.

  
GEORGE FOLEY, JR.  
United States Magistrate Judge